

**APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office..... JAN 11 1991

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... JAN 11 1991

The applicant..... Sierra Chemical Company

Box 12550....., of Reno.....  
Street and No. or P.O. Box No. City or Town

Nevada 89510....., hereby make<sup>S</sup> application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)..... a corporation Nevada - February, 1959

1. The source of the proposed appropriation is..... underground  
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is..... 0.2..... second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for..... industrial and domestic  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point..... within the NE¼ NW¼ Section 35,  
Describe as being within a 40-acre subdivision of public  
T.33N., R.45E., M.D.M., from which the NW corner of said section bears N. 54°  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
53' W., 2,215 ft. dist.

6. Place of use..... portions of the N½ and NW¼ SE¼ Section 35, T.33N., R.45E., M.D.M.  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.  
containing approximately 189 acres.

7. Use will begin about..... January 1..... and end about..... December 31....., of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... drilled well, casing, submersible electric  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
motor and pump, pressure tank, distribution lines  
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works..... \$15,000.00

two years

10. Estimated time required to construct works.....

If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... four years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This well source will supply personal needs of seven employees, heating boilers, fire safety, equipment cleaning, safety showers, dust suppression, building and vehicle wash-down. Estimated annual consumption: 3,500 gallons per day for 365 days = 1,277,500 gallons (3.92 acre-feet) Please send copies of notices and correspondence to undersigned agent.

By s/William A. Nisbet  
421 Court Street  
Elko, Nevada 89801

Compared bc/ bc jr/bk

Protested.....

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.2 cubic feet per second, but not to exceed 1.28 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before April 25, 1996

Proof of completion of work shall be filed on or before May 25, 1996

Application of water to beneficial use shall be made on or before April 25, 1998

Proof of the application of water to beneficial use shall be filed on or before May 25, 1998

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed JUN 27 1996

Proof of beneficial use filed JUN 29 2001

Cultural map filed.....

Certificate No. 15956 Issued DEC 07 2001

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.

State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 25th day of April

A.D. 19 95

*[Signature]*  
State Engineer

(PERMIT TERMS CONTINUED)

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.